

02-14-02

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EXPRESS MAIL CERTIFICATE

Date 2/12/02 Label No. 62767723588US

I hereby certify that, on the date indicated above, this paper or fee was deposited with the U.S. Postal Service & that it was addressed for delivery to the Assistant Commissioner for Patents, Washington, DC 20231 by "Express Mail Post Office to Addressee" service.

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Customer No.:



07278

PATENT TRADEMARK OFFICE

Docket No: 3356/OK222

DARBY & DARBY P.C.

805 Third Avenue
New York, New York 10022
212-527-7700

PATENT APPLICATION

Box
Assistant Commissioner for Patents
Washington, DC 20231

Sir:

Enclosed please find an application for United States patent as identified below:

Inventor/s (name ALL inventors): Jerry KUPSH

Title: SYSTEM AND METHOD FOR PREVENTING DELIVERY OF UNSOLICITED
MESSAGES ON AN SMS NETWORK

including the items indicated:

1. Specification and 14 claims: 4 indep.; 10 dep.; multiple dep.;
including 7 page(s) of written description; 3 page(s) of claims;
1 page(s) of abstract.
2. Drawings, 4 sheets (Figs. 1-4)
3. Executed Declaration/Power of Attorney
 Unexecuted Declaration/Power of Attorney

4. Application Data Sheet under 37 C.F.R. §1.76.
5. Assignment for recording to:
 Assignment was recorded at Reel No. , Frame No. , on .
 Pursuant to 37 C.F.R. §1.215(b), please print the following assignment information on the face of the published application:

Assignee:

6. The applicant claims small entity status.
7. Priority is claimed under 35 U.S.C. §119(b) of:

Country:

Number:

Date:

A certified copy of the prior document is enclosed will follow was filed in a previous application.

8. Priority is claimed under 35 U.S.C. §119(e) of:

Number:

Date:

Please amend the specification as follows: On page 1, after the title, add the following paragraph:

-- This application claims the priority of U.S. Provisional Application No. , filed on which is hereby incorporated hereby by reference in its entirety. --

9. Request and Certification under 35 U.S.C. §122(b)(2)(B)(i) for Nonpublication.
10. Payment in amount of \$.00, (\$ filing; \$ recording)

Serial No.

Docket No. 3356/0K222

in the form of
[] check
[] deposit account no. 04-0100
[] credit card (see attached form)
(See attached **Fee Computation Sheet**)

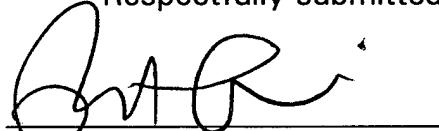
11. [] Preliminary Amendment
12. [] Information Disclosure Statement
13. [] Nucleotide or Amino Acid Sequence Listing.

 [] Hard Copy

 [] CRF

Date: February 12, 2002

Respectfully submitted,



Robert Laurenzi
Reg. No. 45,557
Attorney for Applicant(s)

Serial No.

Docket No. 3356/OK222

EXPRESS MAIL CERTIFICATE

Date 2/12/02 Label No. 7723588US

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Customer No.:



07278

PATENT TRADEMARK OFFICE

Docket No.: 3356/OK222

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Jerry KUPSH

Serial No.: To be Assigned

Art Unit:

Confirmation No.:

Filed: Concurrent Herewith

Examiner:

For: SYSTEM AND METHOD FOR PREVENTING DELIVERY OF UNSOLICITED MESSAGES ON AN SMS NETWORK

REQUEST AND CERTIFICATION UNDER 35 U.S.C. 122(b)(2)(B)(i)

Assistant Commissioner of Patents
Washington, DC 20231

Sir:

I hereby certify that, on information and belief, the invention disclosed in the attached application has not and will not be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

Respectfully submitted,

Robert Laurenzi
Reg. No. 45,557
Attorney for Applicant(s)

DARBY & DARBY P.C.
805 Third Avenue
New York, New York 10022
212-527-7700

U.S. PATENT AND TRADEMARK OFFICE
DEPARTMENT OF COMMERCE
Washington, D.C. 20591
Telephone: (202) 707-8000
Facsimile: (202) 707-8000

This request must be signed in compliance with 37 CFR 1.33(B) and submitted with the application upon filing.

Applicant may rescind this publication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

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